

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

_____)	
IN RE NEURONTIN MARKETING AND)	MDL Docket No. 1629
SALES PRACTICES LITIGATION)	
_____)	Master File No. 04-10981
)	
THIS DOCUMENT RELATES TO:)	
ALL ACTIONS)	Judge Patti B. Saris
_____)	

**CLASS PLAINTIFFS' UNOPPOSED MOTION FOR ENLARGEMENT
OF TIME TO FILE CONSOLIDATED CLASS ACTION COMPLAINT**

The Class Plaintiffs in the above-reference matter, by the undersigned counsel, respectfully move for an enlargement of the time within which they must submit a consolidated class action complaint, as well as a change in other corresponding dates. In support thereof, Class Plaintiffs state as follows:

1. At the November 23, 2004 initial status conference with counsel, the Court 1) instructed Class Plaintiffs to submit a consolidated class action complaint by January 18, 2005, 2) instructed the parties to submit a joint Case Management Order one week prior to a scheduled status conference on February 2, 2005, 3) instructed Defendants to respond to the consolidated class action complaint by February 28, 2005, and 4) set dates for filing of oppositions to responsive motions, reply to the oppositions and a sur-reply. These case management dates were included in Section IV of the Corrected Case Management Order dated December 16, 2004 ("CMO 1").
2. Class Plaintiffs' hereby respectfully request that their time for filing of a consolidated class action complaint be enlarged until February 1, 2005. Class Plaintiffs' have conferred with counsel for Defendants and Defendants do not oppose Plaintiffs'

- request for additional time as long as the date for Defendants' response to the consolidated class action complaint is also changed so as not to prejudice Defendants and the corresponding dates in Section IV of CMO 1 are changed accordingly. Class Plaintiffs have conferred with counsel for the Non-Class Plaintiffs and Non-Class Plaintiffs do not oppose the requested relief. The time set for Non-Class Plaintiffs to file amended complaints would also be moved, as would all subsequent dates, in order to keep the Class and Non-Class cases on an identical schedule.
3. Although progress toward consolidated class action complaint has been made, Plaintiffs require additional time in order to coordinate with all Plaintiffs counsel and their clients. Plaintiffs state that no party will be prejudiced by the extension of the time for filing of a consolidated class complaint, and the resulting change in subsequent dates in the case schedule as established in CMO 1.
 4. Accordingly, Plaintiffs request that the dates set forth in Section IV of CMO 1 be amended as follows:

<u>Event</u>	<u>Due Date</u>
Filing of a consolidated complaint in the Class Action Cases, and filing of any amended complaint in the Private, Non-Class Cases (if any).	February 1, 2005
Defendants' responsive motions (if any) to the foregoing complaints.	March 17, 2005
Opposition(s) to any responsive motions.	April 15, 2005
Defendants' reply (if any) to oppositions to responsive motions.	May 2, 2005
Plaintiff's sur-reply, (if any) to defendants' reply on motions to dismiss.	May 16, 2005

5. In addition, due to the requested change in the date for filing of a consolidated class action complaint until February 1, 2005, Plaintiffs request that the Court set a date for the filing of a further Case Management Order by the parties on February 9, 2005 (to allow Defendants time to review the consolidated complaint prior to negotiation of the case management order) and reschedule the February 2, 2005 status conference, at the Court's convenience, after February 9, 2005.

WHEREFORE, the parties respectfully request that the Court enlarge to February 1, 2005, the period within which class Plaintiffs must submit a consolidated class action complaint.

Dated: January 12, 2005

Respectfully Submitted,

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*Members of the Class Plaintiffs'
Steering Committee*

CERTIFICATION PURSUANT TO L.R. 7.1

The undersigned, counsel for Class Plaintiffs in the above-reference matter, hereby certifies that on Monday, January 10, 2005 he conferred with counsel for Defendants, by telephone, concerning the foregoing motion and Defendants have no objection or opposition to the requested relief.

/s/ Edward Notargiacomo
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